

---

**Introduced by Senator Simitian**

February 17, 2005

---

An act to amend Section 26011.6 of the Public Resources Code, relating to energy.

LEGISLATIVE COUNSEL'S DIGEST

SB 426, as introduced, Simitian. California Alternative Energy and Advanced Transportation Financing Authority: renewable energy program.

Existing law requires the California Alternative Energy and Advanced Transportation Financing Authority to establish a renewable energy program, and requires that emergency regulations adopted by the authority for the program be repealed 180 days after their effective date unless specified conditions are met.

This bill would instead require that the emergency regulations be repealed 190 days after their effective date unless those specified conditions are met.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 26011.6 of the Public Resources Code is
- 2 amended to read:
- 3 26011.6. (a) The authority shall establish a renewable energy
- 4 program to provide financial assistance to public power entities,
- 5 independent generators, utilities, or businesses manufacturing
- 6 components or systems, or both, to generate new and renewable
- 7 energy sources, develop clean and efficient distributed
- 8 generation, and demonstrate the economic feasibility of new

1 technologies, such as solar, photovoltaic, wind, and ultralow  
2 emission equipment. The authority shall give preference to  
3 utility-scale projects that can be rapidly deployed to provide a  
4 significant contribution as a renewable energy supply.

5 (b) The authority shall make every effort to expedite the  
6 operation of renewable energy systems, and shall adopt  
7 regulations for purposes of this section and Section 26011.5 as  
8 emergency regulations in accordance with Chapter 3.5  
9 (commencing with Section 11340) of Part 1 of Division 3 of Title  
10 2 of the Government Code. For purposes of that Chapter 3.5,  
11 including Section 11349.6 of the Government Code, the adoption  
12 of the regulations shall be considered by the Office of  
13 Administrative Law to be necessary for the immediate  
14 preservation of the public peace, health and safety, and general  
15 welfare. Notwithstanding the 120-day limitation specified in  
16 subdivision (e) of Section 11346.1 of the Government Code, the  
17 regulations shall be repealed ~~180~~ 190 days after their effective  
18 date, unless the authority complies with Sections 11346.2 to  
19 11347.3, inclusive, as provided in subdivision (e) of Section  
20 11346.1 of the Government Code.

21 (c) The authority shall consult with the State Energy  
22 Resources Conservation and Development Commission  
23 regarding the financing of projects to avoid duplication of other  
24 renewable energy projects.

25 (d) The authority shall ensure that any financed project shall  
26 offer its power within California on a long-term contract basis.